



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:) Group Art Unit: 1638
WEEKS et al.)
Serial No.: 09/055,145) Examiner: Kruse, D.
Filed: April 3, 1998) Confirmation No.: 3535
Atty. File No.: 3553-18)
For: "METHODS AND MATERIALS)
FOR MAKING AND USING)
TRANSGENIC)
DICAMBA-DEGRADING)
ORGANISMS")

HAND DELIVERED

Petition to Withdraw Application From Issue Under 37 CFR 1.313(c)(2)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby petition for the withdrawal of the above-identified application from issue pursuant to 37 CFR 1.313(c)(2), for consideration of a Request for Continued Examination in compliance with 37 CFR 1.114. Enclosed herewith are: (1) the requisite fee specified under 37 CFR 1.17(h); (2) the Request for Continued Examination; (3) the requisite fee for a Request for Continued Examination under 37 CFR 1.17(e); (4) the required Submission under 37 CFR 1.114 in the form of an Information Disclosure Statement enclosing a Declaration under 37 CFR 1.132.

The issue fee was paid in the above-identified application on July 6, 2005.

No additional fees are believed to be due in connection with this Petition, but if fees are due, please debit Deposit Account No. 19-1970.

Applicants request that the application be withdrawn from issuance so that the Examiner can consider a Declaration under 37 CFR 1.132, which provides supplemental information relevant to:

1) section (4) of the Declaration of Dr. Donald P. Weeks under 37 CFR 1.132, which was executed on July 26, 2001 and filed in connection with an Amendment and Response filed on July 27, 2001; and 2) section (2) of the Declaration of Dr. Donald P. Weeks under 37 CFR 1.132, which was executed on February 14, 2002 and filed in connection with an Amendment and Response filed on March 22, 2002. This supplemental information is believed to be relevant to the Examiner's full consideration of above-referenced paragraphs of the prior Declarations. The information was not earlier submitted because it was not known until recently and was not brought to the attention of the undersigned agent until after the issue fee had been paid.

The grant of this Petition is respectfully requested.

Respectfully submitted,

SHERIDAN ROSS P.C.

By:



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Date: 4 August 2005